



03-18-05

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

WENDELL GILMORE

HARLEY MATTHEIS

Serial No. 10/669,491

Group Art Unit: 3751

Filed: September 24, 2003

Examiner: Charles E. Phillips

For: PORTABLE SELF CLEANING
COMMODE

REPLY TO OFFICE ACTION OF MARCH 14, 2005

Charles E. Phillips, Examiner
Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

Dear Mr. Phillips:

In response to the Office Action of March 14, 2005, requiring an election between patentably distinct species, please be advised that applicants elect the species shown in FIGS. 5 and 6 for examination.

In accordance with the requirements set forth in the referenced Office Action, applicants submit that claims 1-18, 20, 24-32, 34-48, 50-61, and 81 are the claims readable on the elected species.

It is further submitted that claims 1-13, 81 are generic to the three species of the invention. In addition claims 20, 24-30, 38-48, and 50-57 are generic to the species shown in FIGS. 1-4 and the species shown in FIGS. 5 and 6. Further, claims 14-16 and 18 are generic to the species shown in FIGS. 5 and 6 and the species shown in FIGS. 7 and 8.

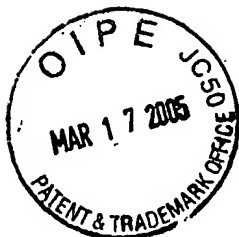
It is thus respectfully requested that the claims referenced above directed to the species of the invention shown in FIGS. 5 and 6, be examined and prosecuted on their merits.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Stuart M. Goldstein', with a long horizontal flourish extending to the right.

Stuart M. Goldstein
Registration No. 28817
Attorney for Applicants

Dated: March 17, 2005



CERTIFICATION OF SERVICE

I certify that the Reply to Office Action of March 14, 2005 was sent to Charles E. Phillips, Examiner, Art Unit 3751, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, via fax and Express Mail #EV 578003065 US on March 17, 2005.

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March 17, 2005

OUR FILE NO. 2116.00001

VIA FAX 703-872-9306 AND EXPRESS MAIL #EV 578003065 US

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Art Unit 3751
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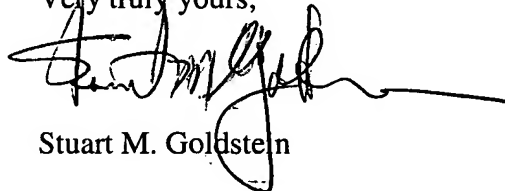
**Re: Reply to Office Action of March 14, 2005
Serial No. 10/669,491
Title: Portable Self Cleaning Commode
Applicants: Wendell Gilmore and Harley Mattheis**

Dear Mr. Phillips:

Please have the enclosed Reply to Office Action of March 14, 2005 with Certificate of Service formally entered in this matter.

Thank you for your cooperation in advancing the prosecution of this file.

Very truly yours,



Stuart M. Goldstein

SMG/dml
Enclosures